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Hearing Date: April 27, 2016 at 10:00am

Response Due: April 22, 2016 at 5:00pm

*Attorneys for Irving H. Picard, Trustee
for the Substantively Consolidated SIPA
Liquidation of Bernard L. Madoff Investment
Securities LLC and for the Estate of Bernard L.
Madoff*

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

SECURITIES INVESTOR PROTECTION
CORPORATION,

Plaintiff,

v.

BERNARD L. MADOFF INVESTMENT
SECURITIES LLC,

Defendant.

In re:

BERNARD L. MADOFF,

Debtor.

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

ELLEN BERNFELD,

Defendant.

Adv. Pro. No. 08-01789 (SMB)

SIPA LIQUIDATION

(Substantively Consolidated)

Adv. Pro. No. 10-04918 (SMB)

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

MARILYN BERNFELD TRUST; HERBERT
BERNFELD RESIDUARY TRUST, in its own
capacity and as a partner of H&E Company – A
Partnership and Bernfeld Joint Venture – A
Partnership; H&E COMPANY – A PARTNERSHIP;
BERNFELD JOINT VENTURE – A
PARTNERSHIP; MARILYN BERNFELD, in her
capacity as a partner of H&E Company – A
Partnership and Bernfeld Joint Venture – A
Partnership, and as Trustee for the Marilyn Bernfeld
Trust and the Herbert Bernfeld Residuary Trust;
ELLEN BERNFELD, in her capacity as a partner of
H&E Company – A Partnership and Bernfeld Joint
Venture – A Partnership; and THOMAS
BERNFELD, in his capacity as a partner of Bernfeld
Joint Venture – A Partnership,

Defendants.

Adv. Pro. No. 10-05143 (SMB)

IRVING H. PICARD, Trustee for the Liquidation of
Bernard L. Madoff Investment Securities LLC,

Plaintiff,

v.

MICHAEL A. BELLINI, individually and as a joint
tenant; and JUDITH BELLINI, individually and as a
joint tenant,

Defendants.

Adv. Pro. No. 10-04841 (SMB)

NOTICE OF CONSOLIDATED MOTION FOR SANCTIONS

PLEASE TAKE NOTICE that upon the accompanying Motion, Irving H. Picard, as trustee for the liquidation of the business of Bernard L. Madoff Investment Securities, LLC under the Securities Investor Protection Act, 15 U.S.C. §§ 78aaa, *et seq.*, and Bernard L. Madoff, by and through his counsel, Baker & Hostetler LLP, will move the Court for entry of the proposed Order, submitted herewith, requesting sanctions against the following Defendants in three adversary proceedings:

(1) Ellen Bernfeld;¹

(2) The Marilyn Bernfeld Trust; H&E Company – A Partnership; Bernfeld Joint Venture – A Partnership; the Herbert Bernfeld Residuary Trust, in its own capacity and as a partner of H&E Company – A Partnership and Bernfeld Joint Venture – A Partnership; Marilyn Bernfeld in her capacity as a partner of H&E Company – A Partnership and Bernfeld Joint Venture – A Partnership, and as Trustee for the Marilyn Bernfeld Trust and the Herbert Bernfeld Residuary Trust; Ellen Bernfeld, individually and in her capacity as a partner of H&E Company individually and in her capacity as a partner of H&E Company – A Partnership and Bernfeld Joint Venture – A Partnership; and Thomas Bernfeld, in his capacity as a partner of Bernfeld Joint Venture – A Partnership (together, the “Bernfeld Trust Defendants”);²

(3) Michael A. Bellini and Judith Bellini, individually and as joint tenants;³

on April 27, 2016, at 10:00a.m., or as soon thereafter as counsel may be heard, before the Honorable Stuart M. Bernstein at the United States Bankruptcy Court for the Southern District of New York, One Bowling Green, New York, New York, 10004.

¹ Adversary Proceeding Number 10-04918

² Adversary Proceeding Number 10-05143

³ Adversary Proceeding Number 10-04841

PLEASE TAKE FURTHER NOTICE that any response or objection to the Motion must be: (i) in writing, conform to the applicable rules of this Court and be filed with the Clerk of the United States Bankruptcy Court, One Bowling Green, New York, New York, 10004, in accordance with Local Rule 9006-1 of the United States Bankruptcy Court, Southern District of New York by no later than 5:00p.m. on April 22, 2016 (the “Objection Deadline”) (with a courtesy copy delivered to the Chambers of the Honorable Stuart M. Bernstein); and (ii) served upon (a) Baker & Hostetler LLP, counsel for the Trustee, 45 Rockefeller Plaza, New York, New York, 10111, Attn: David J. Sheehan and Nicholas J. Cremona; and (b) Securities Investor Protection Corporation, 805 15th Street N.W., Suite 800, Washington, D.C., 20005, Attn: Kevin H. Bell, so as to be received no later than the Objection Deadline. Any objections must specifically state the interest that the objecting party has in these proceedings and the specific basis of any objection to the Motion.

PLEASE TAKE FURTHER NOTICE that if no responses or objections are timely filed and served with respect to the Motion, the Motion shall be deemed uncontested and an order granting the requested relief may be entered with no further notice or opportunity to be heard offered to any party.

Respectfully submitted,

Dated: New York, New York
April 18, 2016

Of Counsel:

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